
SENATE BILL No. 320

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-32-9.

Synopsis: Standards for tutoring services. Establishes minimum requirements for providers of tutoring services to students under the federal No Child Left Behind act.

Effective: July 1, 2006.

Skinner

January 10, 2006, read first time and referred to Committee on Education and Career Development.

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Introduced

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

SENATE BILL No. 320

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-32-9 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2006]:

4 **Chapter 9. Standards for Tutoring Services**

5 **Sec. 1. As used in this chapter, "provider" refers to a for-profit**
6 **or nonprofit entity that:**

7 (1) provides; or

8 (2) seeks to provide;

9 **tutoring as a supplemental educational service under 20 U.S.C.**
10 **6316(e).**

11 **Sec. 2. (a) To qualify for approval to provide tutoring services**
12 **under this chapter, a provider must demonstrate that the provider**
13 **meets the following requirements:**

14 (1) **That:**

15 (A) **the provider's program aligns with state and local**
16 **standards;**

17 (B) **the provider will communicate and coordinate with**

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students' teachers; and

(C) the provider's tutoring content will link with students' academic programs.

(2) That each tutor within the provider's program:

(A) meets the minimum standards for a paraprofessional under 20 U.S.C. 6301 et seq.; and

(B) who teaches at least six (6) students during a single session has experience in managing a classroom of elementary or secondary school students.

(3) That the provider's program has improved student achievement for students previously served by the provider, if any, by submitting evidence that the students achieved significant improvements, when compared to an appropriate comparison group, on the ISTEP program tests.

(b) The department shall revoke a contract for the provision of tutoring under this chapter if the provider fails in practice to meet the requirements under subsection (a).

Sec. 3. (a) A provider:

(1) shall provide tutoring services to students in person; and

(2) except as provided in subsection (b), may not be paid for providing electronic tutoring services on the Internet, an intranet or other electronic network, or by educational software.

(b) Notwithstanding subsection (a), a provider may offer electronic tutoring as an additional resource for students.

Sec. 4. The state board shall adopt rules under IC 4-22-2 to carry out this chapter. Rules adopted under this section must provide for the following:

(1) The establishment of a complaint process concerning providers.

(2) The investigation of allegations made in a complaint and a determination as to whether further action is required.

(3) Onsite visits to providers by the department to ensure compliance with this chapter or to investigate complaints, including the examination of the provider's records.

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